

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Loubser, Paul G.

Application No.: 09/305,167

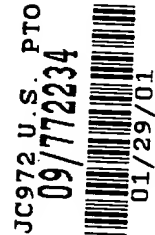
Group No.: 3761

Filed: May 4, 1999

Examiner: M.B. Patel

For: Superglottic Peri-Laryngeal Insertion Apparatus

Assistant Commissioner For Patents
Washington, D.C. 20231



AMENDMENT, PETITION AND FEE FOR EXTENSION OF TIME
TO MAINTAIN PARENT CASE WHEN AT THE SAME TIME
FILING NEW APPLICATION CLAIMING ITS BENEFIT

1. The amendment in this case is a *bona fide* attempt by applicant to respond and to advance this application to final action, while at the same time filing a continuation-in-part application.

A copy of this amendment and petition is being filed with the papers constituting the filing of the separately filed application.

CERTIFICATION UNDER 37 C.F.R. 1.10*

(Express Mail label number is **mandatory**.)

(Express Mail certification is optional.)

I hereby certify that this paper is being deposited with the United States Postal Service on this date **January 29, 2001**, in an envelope as "Express Mail Post Office to Addressee," Mailing Label Number **EL088302652US**, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

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Al Harrison

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Amendment, Petition and Fee for Extension of Time to Maintain Parent Case When at the Same Time Filing Application Claiming Its Benefit—page 1 of 2)

COPY

2. The amendment being filed in this case is attached.
3. This is a petition under 37 C.F.R. 1.136(a) for an extension of time to respond to the Office Action mailed July 27, 2000.

4. Applicant is a small entity.

The statement has already been filed. This status is still proper and its benefit under 37 CFR 1.28(a) is hereby claimed.

5. Extension requested

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of three months time under 37 C.F.R. 1.136(a).
(fees: 37 C.F.R. 1.17(a)(1)-(4)).

Fee: \$445.00

If an additional extension of time is required, please consider this a petition therefor.

6. Fee Payment

Attached is a Credit Card Fee Payment Form in the sum of \$445.00.

7. Fee Deficiency

If any additional extension and/or fee is required, charge Account No. 08-0879.


SIGNATURE OF ATTORNEY

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: **Paul G. Loubser**

Docket No.: **2001-01442**

Serial No.:

Group No:

Filed:

Examiner:

For: **Superglottic And Peri-Laryngeal Apparatus For Supraglottic Airway Insertion**

Assistant Commissioner For Patents
Washington, D.C. 20231



VERIFIED CERTIFICATION OF EXPRESS MAILING DATE (37 CFR 1.10(c))


I hereby certify that I have, in accordance with 37 CFR 1.10, deposited the papers or fees referred to below:

- ☒ CIP application (claiming priority based upon Application Ser. No. 09/305,167 filed 05/04/1999) transmittal and papers noted therein
- ☐ filing under 37 CFR 1.60 and papers noted therein
- ☐ file wrapper continuing application (FWC) 37 CFR 1.62 and papers noted therein
- ☐ response to Notice to File Missing Parts of Application Filing Date Granted

and attached to this Verified Certification is a copy of these papers or fees identified above from in the file of this application with the United States Postal Service on the date of **January 29, 2001** in an envelope "Express Mail Post Office to Addressee" bearing Mailing Label Number **EL58450723US**, as shown on the attached copy of the "Express Mail" Receipt.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date 1-29-2001


Al Harrison
Attorney for Applicant
Reg. No. 31,708

(EL584507230US)